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12 ERIC BRAVICK

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DFINITY USA RESEARCH, LLC, a limited
liability company,

Plaintiff,

v.

ERIC BRAVICK, an individual and DOES 1
through 100, inclusive,

Defendant.

Case No. 5:22-cv-03732-NC

**[PROPOSED] ORDER GRANTING
DEFENDANT ERIC BRAVICK'S
REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF MOTION TO DISMISS**

Date: August 10, 2022

Time: 1:00 p.m.

Ctrm: Courtroom 5

Judge: Hon. Nathanael Cousins

[Fed. R. Civ. P. 12(b)(6)]

Complaint filed: May 11, 2022

Eric Bravick ("Defendant" or "Bravick") filed a request for judicial notice in support of his motion for an order dismissing the Third (Civil Penalties Under California Penal Code 496(c) and Fifth (Unjust Enrichment/Constructive Trust) Causes of Action in the Complaint of Dfinity USA Research, LLC ("Plaintiff" or "Dfinity"), filed May 11, 2022 (the "Complaint"), under Federal Rule of Civil Procedure 12(b)(6), came on for hearing on August 10, 2022. Having read and considered the papers filed in connection with these matters, all pleadings on file in this matter, and arguments of counsel, the Court hereby GRANTS the Request for Judicial Notice in Support of the Motion to Dismiss and takes judicial notice of the following documents:

1 1. October 4, 2021 email from Christopher Tarpley to Eric Bravick attached as Exhibit 1 to
2 the declaration of Eric Bravick.

3 2. November 2, 2021 email from Bradford Newman to Eric Bravick attached as Exhibit 2 to
4 the declaration of Eric Bravick.

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IT IS SO ORDERED.

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Dated: , 2022

The Honorable Nathanael Cousins
United States Magistrate Judge

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CROWELL
& MORING LLP
ATTORNEYS AT LAW